### IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : CHAPTER 13

CRAIG BRADLEY DEIMLER

WILLIAM OLIVER FISHER-DEIMLER: CASE NO. 1:20-bk-00841

aka William Oliver Fisher Deimler; fka William Oliver Fisher, :

Debtors :

:

CRAIG BRADLEY DEIMLER

WILLIAM OLIVER FISHER-DEIMLER:

aka William Oliver Fisher Deimler; fka : OBJECTION TO AMENDED CLAIM # 4

William Oliver Fisher,

**Movants** 

v.

HERSHOCKS INC,

**Respondent/Claimant** 

#### **OBJECTION TO AMENDED PROOF OF CLAIM #4**

COME NOW the Debtors, by and through attorney Dorothy L. Mott, Esquire and make this Objection to Creditor's claim filed in the above–captioned bankruptcy proceeding, stating in support there of as follows:

- 1. The Debtors filed a Chapter 13 bankruptcy proceeding on 3/4/2020.
- 2. The Respondent, HERSHOCKS INC, filed an unsecured claim on or about March 19, 2020 in the amount of \$13,302.50 and filed the same claim on March 25, 2020.
- 3. The invoices attached to the proof of claim demonstrate that the obligation is owed by GCD Construction, Inc., dba Deimler Family Construction.
- 4. The claim is identical to the prior claim. Debtors' counsel speculates that the claim was originally faxed and that Respondent was not aware that the faxed copy had been filed so sent a copy by mail which was docketed as an amendment.
  - 5. The Debtors have not personally guaranteed the obligation.
  - 6. The Debtors are not personally liable for the corporate debt.

7. The claim should be disallowed because it is not a debt owed by the Debtors.

WHEREFORE, the Debtors hereby request that this Honorable Court enter an order

- 1. Disallowing and dismissing the claim; and
- 2. Granting such other relief as this Court deems just.

Respectfully submitted,

/s/ Dorothy L. Mott

Dorothy L. Mott, Esquire 125 State Street Harrisburg, PA 17101 717.232.6650 Tel 717.232.0477 Fax doriemott@aol.com

#### LOCAL BANKRUPTCY FORM 3007-1 IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: : CHAPTER 13

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Debtors

: OBJECTION TO AMENDED CLAIM # 4

CRAIG BRADLEY DEIMLER

WILLIAM OLIVER FISHER-DEIMLER: aka William Oliver Fisher Deimler; fka: William Oliver Fisher, : Objectors: :

HERSHOCKS INC,

**Respondent/Claimant** 

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**TO:HERSHOCKS INC ("Claimant")** 

# NOTICE OF OBJECTION TO CLAIM AND DEADLINE TO REQUEST HEARING DATE

Craig Bradley Deimler has filed an objection to the proof of claim you filed in this bankruptcy case.

**NOTICE:** Your claim may be reduced, modified, or eliminated. You should read this notice and the objection carefully and discuss them with your attorney, if you have one.

If you do not want to the court to enter an order affecting your claim, then on or before April 25, 2020, (30 days from the date of service), you or your lawyer must file a request for hearing or a written response to the objection explaining your position.

Those not permitted to file electronically must deliver any request for hearing or response by U.S. mail, courier, overnight/express mail, or in person at: (select the appropriate address)

Ronald Reagan Federal Building 228 Walnut Street Rm 320 Harrisburg, PA 17101

If you mail your request for hearing or response to the court, you must mail it early enough so the court will receive on or before the date stated above.

You must also send a copy of your request for hearing or response to:
Dorothy L. Mott, Esquire
Mott & Gendron Law
125 State Street
Harrisburg, PA 17101
717. 232.6650 Tel
717.232.0476 Fax
doriemott@aol.com

If you or your attorney do not take these steps, the court may decide that you do not oppose an order affecting your claim. Attorney for Objector

/s/ Dorothy L. Mott Dorothy L. Mott Law Office, LLC PA ID: 43568 125 State Street, Harrisburg PA 17101 717. 232.6650 Tel 717.232.0476 Fax doriemott@aol.com

Date of Notice: March 26, 2020

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William Oliver Fisher, : Debtors :

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CRAIG BRADLEY DEIMLER

WILLIAM OLIVER FISHER-DEIMLER:

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William Oliver Fisher,

**Movants** 

v.

HERSHOCKS INC,

Respondent/Claimant

#### **CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on <u>March 26, 2020</u>, I served a copy of the foregoing document(s) electronically or by placing the same in the United States Mail, First Class, postage pre-paid, addressed as follows on the following parties:

Name and Address	Mode of Service
CHARLES J DEHART, III ESQUIRE	Electronically
8125 ADAMS DRIVE SUITE A	
HUMMELSTOWN PA 17036	
dehartstaff@pamd13trustee.com	
HERSHOCKS INC	First Class Mail, Postage Prepaid
3501 N 6TH STREET	
PO BOX 5800	
HARRISBURG PA 17110	

I certify under penalty of perjury that the foregoing is true and correct.

/s/Dorothy L Mott

Dorothy L Mott, Esquire

Atty ID #43568

Dorothy L. Mott Law Office, LLC

125 State Street

Harrisburg, PA 17101 (717) 232–6650 TEL

(717) 232-0477 FAX

doriemott@aol.com

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aka William Oliver Fisher Deimler; fka

William Oliver Fisher, : Debtors :

:

CRAIG BRADLEY DEIMLER

WILLIAM OLIVER FISHER-DEIMLER:

aka William Oliver Fisher Deimler; fka : OBJECTION TO AMENDED CLAIM # 4

William Oliver Fisher, :

Movants :

v. :

HERSHOCKS INC, : Respondent/Claimant :

#### ORDER

UPON CONSIDERATION of the Objection to Proof of Claim filed by the Debtors, it is hereby

ORDERED that the claim of the Respondent is disallowed and dismissed; it is further